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February 6, 2006

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Ms. Marlene H. Dortch Office of the Secretary Federal Communications Commission 445 12th Street, SW Washington, DC 20554

Re: EB Docket No. 06-36 / EB-06-TC-060

Certification of CPNI Filing February 6, 2006

Dear Ms. Dortch:

SouthernLINC Wireless, through its counsel, respectfully submits the enclosed Customer Proprietary Network Information Certification for filing in EB Docket No. 06-36 and EB-06-TC-060.

If you have any questions regarding this filing, please contact the undersigned at (202) 955-9788.

Todd D. Daubert

Counsel for SouthernLINC Wireless

Enclosure

cc: Byron McCoy, Telecommunications Consumers Division

Enforcement Bureau, FCC

## 2005 Customer Proprietary Network Information Certification

I, R. Craig Elder, Chief Financial Officer, Vice President and Treasurer have firsthand knowledge of the work practices that SouthernLINC Wireless has implemented to comply with the Federal Communications Commission's rules pertaining to safeguarding customer proprietary network information ("CPNI"). I certify that SouthernLINC Wireless has established work practices that are adequate to comply with the Commission's CPNI rules as set forth in section 64.2001 et seq. I relied on Attachment A in making this certification.

Signature 6

Chief Financial Officer, Vice President and Treasurer

FEBRUARY 6, 2006

Title

DC01/DAUBT/244108.1

## **Customer Proprietary Network Information Statement**

## Attachment A

Federal law governs the use of Customer Proprietary Network Information ("CPNI"). SOUTHERN COMMUNICATIONS SERVICES, INC. D/B/A SOUTHERNLINC WIRELESS ("SouthernLINC") uses CPNI in accordance with federal law and as outlined in this statement.

Federal law defines CPNI as:1

- Information that relates to the quantity, technical configuration, type, destination, and amount of use of a telecommunications service subscribed to by a customer of a telecommunications carrier, and is made available to the carrier by the customer solely by virtue of the carrier-customer relationship; and
- Information contained in the bills pertaining to a telephone exchange service or telephone toll service received by a customer of a carrier.<sup>2</sup>

For example, CPNI includes information such as the type of services that the customer services and the customer's use of those services (e.g., call patterns, call volume, etc.). CPNI does not include information derived from non-telecommunications services offered to the customer.

Under federal law, absent customer consent, SouthernLINC is permitted to use, disclose, or permit access to CPNI as follows:

- (1) to protect our rights and property, our customers, and other carriers from fraudulent, abusive, or unlawful use of, or subscription to, our services;
- (2) to provide or market service offerings among the categories of service to which the customer already subscribes;
- (3) for the provision of customer premises equipment; and
- (4) for billing and rendering services to the customer.

In its daily practices, SouthernLINC does not use CPNI to market services to customers that are outside of the category of service to which the customer does not already subscribe. SouthernLINC does not share CPNI with affiliates or third parties for marketing purposes. SouthernLINC may engage third parties to assist in billing and collections, administration, surveys, marketing, service delivery and customization, maintenance and operations, and fraud prevention.

If SouthernLINC seeks to market services to customers outside of the category of services to which the customer subscribes, then SouthernLINC will notify customer at that time of their right to choose not to be a part of any such marketing campaign. To date, SouthernLINC Wireless has chosen not to market such services.

Employees who have access to CPNI continue to be trained as to when they are, and are not, authorized to disclose CPNI. SouthernLINC will take any necessary disciplinary action for disclosure violations.

SouthernLINC has a corporate officer that will act as an agent for the company and sign a compliance certificate on an annual basis stating that the officer has personal knowledge that the company has work practices that are adequate to comply with applicable CPNI rules.

See 47 U.S.C. § 221 (establishing the duty of common carriers to protect privacy/proprietary information of customers).

See 47 U.S.C. § 222(h)(1)(A), (B).